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Commonwealth of Virginia

RESPONSE TO PETITION FOR RULEMAKING

Check one: ☐ Initial Agency Notice ☒ Agency Decision

Regulatory Coordinator: Elaine J. Yeatts

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Agency Name: Board of Dentistry, Department of Health Professions

Chapters affected:

VAC No. (e.g., 4 VAC 20-490):	Chapter Name (e.g., Regulations Pertaining to Sharks):
18 VAC 60-20	Regulations Governing the Practice of Dentistry and Dental Hygiene

Statutory Authority: 54.1-2400 of the Code of Virginia

Name of petitioner: Joseph A. Leming, M.D.

Nature of petitioner's request: To require use of a registered nurse as the circulating nurse for office-based surgical procedures in dental offices.

INITIAL AGENCY NOTICE

Agency's plan for disposition of the request: The Board will request public comment on the petition and consider the request for an amendment at its meeting on September 16, 2005.

Comments may be submitted until August 29, 2005

AGENCY DECISION

☐ Request Granted

☒ Request Denied

Statement of reasons for decision: The Board received comment indicating that such a requirement would be very burdensome and costly without sufficient evidence to indicate that it is necessary for patient safety in office-based settings. In addition, the Board has adopted regulations for office-based anesthesia which addressed concerns about safety.

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